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12 Attorneys for Plaintiffs

14 **UNITED STATES DISTRICT COURT**
15 **CENTRAL DISTRICT OF CALIFORNIA**

16 JOSHUA RAFOFSKY and JOSHUA
17 IRON WING, individually and on
18 behalf of all others similarly situated,

19 Plaintiffs,

20 v.

21 NISSAN NORTH AMERICA, INC.,
22 a California corporation,

23 Defendant.

Case No. 2:15-cv-01848 AB(MANx)

CLASS ACTION

**PLAINTIFFS' MOTION TO
EXTEND DEADLINE TO SUBMIT
MOTION FOR PRELIMINARY
APPROVAL OF CLASS ACTION
SETTLEMENT**

DATE: May 1, 2017
TIME: 10:00 a.m.
JUDGE: Hon. André Birotte Jr.
ROOM: 7B, 7th Floor, 1st Street

JURY TRIAL DEMANDED

Complaint Filed: March 12, 2015

1 Plaintiffs Joshua Rafofsky and Joshua Iron Wing (“Plaintiffs”) request that
 2 this Court extend the deadline to submit their motion for preliminary approval of the
 3 class action settlement until April 19, 2017, noticed to be heard on May 1, 2017.

4 On March 17, 2017, the Court granted the Parties’ Joint Stipulation to Extend
 5 Plaintiffs’ Deadline to Submit Motion for Approval of Class Action Settlement until
 6 April 17, 2017.

7 It is Plaintiffs’ position that the Settlement Agreement and all related
 8 documents have been agreed to and we are awaiting the signature of Nissan’s
 9 designated signatory. Proposed Class Counsel have executed the Settlement
 10 Agreement. It is Plaintiffs’ counsels’ belief that Nissan should be in a position to
 11 provide Plaintiffs with a signed Settlement Agreement by April 19, 2017. If then
 12 fully executed, Plaintiffs will then file the Settlement Agreement and accompanying
 13 papers.

14 WHEREFORE, Plaintiffs request that the deadline to file a motion for
 15 preliminary approval of the class action settlement be extended until April 19, 2017,
 16 noticed to be heard on May 1, 2017.

17 A proposed Order is concurrently filed.

18 Dated: April 17, 2017

Respectfully submitted,

20 BARNOW AND ASSOCIATES, P.C.
 21 BEN BARNOW (*pro hac vice*)
 22 ERICH P. SCHORK (*pro hac vice*)

23 By: /s/ Ben Barnow
 BEN BARNOW

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CERTIFICATE OF SERVICE

I hereby certify that on April 17, 2017, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the email addresses denoted on the Electronic Mail Notice List, and that I shall cause the foregoing document to be mailed via the United States Postal Service to the non-CM/ECF participants indicated on the Electronic Mail Notice List.

/s Ben Barnow

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